



IFW

PATENT  
Customer No. 22,852  
Attorney Docket No. 03715.0153

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Claude MONNERET et al. ) Group Art Unit: 1625  
Application No.: 10/576,201 ) Examiner:  
Filed: April 17, 2006 )  
For: 9-AMINO-PODOPHYLLOTOXIN ) Confirmation No.: 8802  
DERIVATIVES, METHOD FOR )  
THE PRODUCTION THEREOF )  
AND PHARMACEUTICAL )  
COMPOSITIONS CONTAINING )  
SAID DERIVATIVES )

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the enclosed international search report. Copies of the listed foreign patent documents and non patent literature documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. International Publication No. WO 97/13776 - An English-language translation of this document is also enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Customer No. 22,852  
Attorney Docket No. 03715.0153

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 6, 2006

By:   
Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/gah

IDS Form PTO/SB/08: Substitute for form 1449A/PTO

O I P E  
I A P S T  
P A T E N T & T R A D E M A R K O F F I C E

NOV 06 2006

				Complete if Known	
				Application Number	10/576,201
				Filing Date	April 17, 2006
				First Named Inventor	Claude MONNERET
				Art Unit	1625
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	03715.0153

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-3,634,459	01-11-1972	von Wartburg et al.	
		US-5,541,223	07-30-1996	Lee et al.	
		US-5,536,847	07-16-1996	Terada et al.	
		US-			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS					
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)			
		WO-97/13776	04-17-1997	PIERRE FABRE MEDICAMENT	
		WO-90/09788	09-07-1990	THE UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		CARMICHAEL et al.; "EVALUATION OF A TETRAZOLIUM-BASED SEMIAUTOMATED COLORIMETRIC ASSAY: ASSESSMENT OF CHEMOSENSITIVITY TESTING"; Cancer Research, Vol. 47, pages 936-942, February 15, 1987	
		CHO et al.; "ANTITUMOR AGENTS. 163. THREE-DIMENSIONAL QUANTITATIVE STRUCTURE-ACTIVITY RELATIONSHIP STUDY OF 4'-O-DEMETHYLEPIPODOPHYLLOTOXIN ANALOGS USING THE MODIFIED CoMFA/q <sup>2</sup> -GRS APPROACH"; J. Med. Chem. Vol. 39, pages 1383-1395, (1996)	

Examiner Signature	Date Considered
--------------------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.